

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 28, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Deb Schorr, Chair
Bernie Heier
Larry Hudkins
Ray Stevens

Commissioners Absent: Bob Workman, Vice Chair

Others Present: Kerry Eagan, Chief Administrative Officer
Kristy Mundt, Deputy County Attorney
Patricia Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was called to order at 1:30 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, March 21, 2006.**

MOTION: Stevens moved and Hudkins seconded approval of the minutes of the Board of Commissioners meeting dated March 21, 2006. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

Mike DeKalb, Planning Department, recognized Cyril Bish for his contributions to the Lincoln-Lancaster County Ecological Advisory Committee.

- 2) **SPECIAL PRESENTATIONS:**

A. The Commissioners Award of Excellence was presented to the team of Mark Coleman and Michael Montgomery, employees with the Lancaster County Community Mental Health Center.

2) **SPECIAL PRESENTATIONS CONTINUED:**

B. A resolution in the matter of recognizing April 1, 2006 as "Central Plains Severe Weather Symposium" and Storm Spotter Appreciation Day. (R-06-0019)

Doug Ahlberg, Emergency Management Director, gave a brief overview of the Central Plains Severe Weather Symposium and Storm Spotter Appreciation Day.

MOTION: Heier moved and Stevens seconded approval of Resolution 06-0019 in the matter of recognizing April 1, 2006 as "Central Plains Severe Weather Symposium" and Storm Spotter Appreciation Day. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

3) **CLAIMS: Approval of all claims processed through Tuesday, March 28, 2006.**

MOTION: Hudkins moved and Stevens seconded approval of all claims processed through March 28, 2006. Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

4) **PUBLIC HEARINGS:**

A. County Change of Zone No. 06008, requested by William A. Peterson, from Agricultural (AG) to Agricultural Residential (AGR) on property generally located at the northeast corner of the intersection of North 84th Street and Waverly Road in Lancaster County, Nebraska. (See New Business Item 5A for correlating documentation.)

The Chair opened the public hearing and asked if anyone wished to provide testimony.

No one appeared and the hearing was closed.

5) **NEW BUSINESS:**

A. A resolution in the matter of County Change of Zone No. 06008, requested by William A. Peterson, from Agricultural (AG) to Agricultural Residential (AGR) on property generally located at the northeast corner of the intersection of North 84th Street and Waverly Road in Lancaster County, Nebraska. (R-06-0018)

5) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Stevens seconded approval of Resolution 06-0018 in the matter of County Change of Zone No. 06008, requested by William A. Peterson, from Agricultural (AG) to Agricultural Residential (AGR) on property generally located at the northeast corner of the intersection of North 84th Street and Waverly Road in Lancaster County, Nebraska. Heier, Hudkins, Stevens and Schorr voted aye. Motion carried.

B. A resolution in the matter of transferring title to equipment to the People's Health Center. (R-06-0020)

MOTION: Hudkins moved and Stevens seconded approval of Resolution 06-0020 in the matter of transferring title to equipment to the People's Health Center. Heier, Stevens, Hudkins and Schorr voted aye. Motion carried.

C. A contract between the Lancaster County Engineering Department and Dobson Brothers, in the amount of \$1,096,637.26, for the paving of one gravel road and overlay on certain existing paved roads within Lancaster County, Nebraska; Project 06-27. The work will be completed between May 30, 2006 and September 29, 2006. (C-06-0107)

MOTION: Stevens moved and Hudkins seconded approval of a contract between the Lancaster County Engineering Department and Dobson Brothers, in the amount of \$1,096,637.26, for the paving of one gravel road and overlay on certain existing paved roads within Lancaster County, Nebraska; Project 06-27. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

D. A contract between the Lancaster County Engineering Department and M.E. Collins Contracting Company, Inc., in the amount of \$71,408.46, to replace or extend existing concrete box culverts; Project 06-28. The work will be completed between April 24, 2006 and September 1, 2006. (C-06-0108)

5) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Stevens seconded approval of a contract between the Lancaster County Engineering Department and M.E. Collins Contracting Company, Inc., in the amount of \$71,408.46, to replace or extend existing concrete box culverts; Project 06-28. Stevens, Heier, Hudkins and Schorr voted aye. Motion carried.

E. A nutrition services computer access application and agreement with the Nebraska Department of Education Nutrition Services for authorization to allow Melissa Hood of the Youth Services Center to file reimbursement claims for the Child Nutrition Program. The County participates in the Child Nutrition Program under County Contract No. C-01-0278. (C-06-0110)

MOTION: Heier moved and Stevens seconded approval of a nutrition services computer access application and agreement with the Nebraska Department of Education Nutrition Services for authorization to allow Melissa Hood of the Youth Services Center to file reimbursement claims for the Child Nutrition Program. Heier, Stevens, Hudkins and Schorr voted aye. Motion carried.

F. Recommendation from the Purchasing Agent and the Lancaster County Sheriff to award an order from a State of Minnesota contract (Contract No. 426490) for eight Panasonic Toughbook Computers with Viking Memory and Panasonic CD RW/DVD-ROM combination drive to Insight Public Sector, in the total amount of \$30,760. (B-06-0014)

MOTION: Stevens moved and Hudkins seconded approval to award an order from a State of Minnesota contract (Contract No. 426490) for eight Panasonic Toughbook Computers with Viking Memory and Panasonic CD RW/DVD-ROM combination drive to Insight Public Sector, in the total amount of \$30,760 as recommended by the Purchasing Agent and the Sheriff. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

G. Acceptance and approval of the temporary retirement incentive program application and agreement with Keith R. Fulcher, an employee with Property Management.

MOTION: Hudkins moved and Heier seconded to accept and approve the temporary retirement incentive program application and agreement with Keith R. Fulcher, an employee with Property Management. Stevens, Heier, Hudkins and Schorr voted aye. Motion carried.

H. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to Metroplex Control Systems, in the amount of \$103,170, for a security system upgrade for the Lancaster County Corrections Department.

MOTION: Heier moved and Hudkins seconded to approval authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to Metroplex Control Systems, in the amount of \$103,170, for a security system upgrade for the Lancaster County Corrections Department. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

I. A political subdivision tort claim filed against the Corrections Department by Rudy A. Rosales, for lost property, in the amount of \$6.00.

MOTION: Heier moved and Hudkins seconded to accept the Director's recommendation and deny a political subdivision tort claim filed against the Corrections Department by Rudy A. Rosales, for lost property, in the amount of \$6.00. Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

J. Request from Norm Agena, County Assessor/Register of Deeds, for a salary advancement within a pay grade for Doug Guess.

MOTION: Stevens moved and Heier seconded approval of a request from Norm Agena, County Assessor/Register of Deeds, for a salary advancement within a pay grade for Doug Guess. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

- K. Appointment of David Sands to the Lincoln-Lancaster County Ecological Advisory Committee for a three year term, ending December 31, 2008.**

MOTION: Heier moved and Stevens seconded approval of the appointment of David Sands to the Lincoln-Lancaster County Ecological Advisory Committee for a three year term, ending December 31, 2008. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

- L. Request from Kit Boesch, Human Services Director, for a one-time award for Corey Steel, in the amount of \$709.44.**

MOTION: Hudkins moved and Heier seconded approval of a request from Kit Boesch, Human Services Director, for a one-time award for Corey Steel, in the amount of \$709.44. Heier, Hudkins and Schorr voted aye. Stevens voted no. Motion carried.

- 6) **CONSENT ITEMS:** *These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:*

- A. Setting of a public hearing for Tuesday, April 11, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, located on the first floor of the County-City Building regarding County Special Permit No. 06007, requested by Harry Muhlbach, for authority to do mining for soil, sand and gravel excavation operation for a period of three years, pursuant to Article 13.001(14) of the County Zoning Resolution, on property generally located at North 56th Street/Highway 77 and Raymond Road (14605 North 56th Street) in Lancaster County, Nebraska.**

- B. Setting of public hearings for Tuesday, April 18, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, located on the first floor of the County-City Building regarding the following:**

6) **CONSENT ITEMS CONTINUED:**

1. An application for Corporate Manager for Jason R. Thiesen in relation to a Class ID (Spirits, Wine, Beer On Sale Only/Spirits, Wine, Beer Off Sale Only) liquor license for Firethorn Golf Company, L.L.C. d/b/a Firethorn Golf Club located at 9301 Firethorn Lane, Lincoln, Lancaster County, Nebraska.

2. An application for a Class C (Spirits, Wine, Beer On and Off Sale) liquor license for Ron's Pub, Inc. d/b/a Ron's Place, located at 13940 East "O" Street in Lancaster County, Nebraska and an application for Corporate Manager for Candi Ryan in connection with said license.

C. A right-of-way contract relating to the culvert replacement between the Lancaster County Engineering Department and Craig O. and Shelly J. Everett, in the amount of \$640, at Northwest 112th Street and West Waverly Road; Project No. CP-E-152. (C-06-0109)

MOTION: Stevens moved and Heier seconded approval of the Consent Items. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

7) **PENDING:** *Items currently on pending may be removed at the discretion of the Board and scheduled for action on a regular Board of Commissioners agenda following a two week notification period.*

MOTION: Hudkins moved and Stevens seconded to remove Resolution 05-0109 regarding the creation of a joint public agency as provided by the Joint Public Agency Act with the participation of the County of Lancaster and the City of Lincoln from pending. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

8) **EMERGENCY ITEMS:**

Stevens explained that a Special Events Permit was previously approved by the Board for the Lincoln Track Club to hold the State Farm "Run For Your Life" Road Race on March 25, 2006, however, due to inclement they have rescheduled the race for April 1st. Stevens recommended that the Board approve an amendment to the application to permit the event to be held on April 1, 2006.

MOTION: Stevens moved and Hudkins seconded to approve an amendment to a Special Events Permit application from the Lincoln Track Club to hold the State Farm "Run for Your Life" Road Race on April 1, 2006. Stevens, Heier, Hudkins and Schorr voted aye. Motion carried.

9) **ADJOURNMENT:**

MOTION: Stevens moved and Heier seconded adjournment of the Board of Commissioners meeting at 1:55 p.m.. Heier, Hudkins, Stevens and Schorr voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MARCH 28, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Deb Schorr, Chair
Bernie Heier
Larry Hudkins
Ray Stevens

Commissioners Absent: Bob Workman, Vice Chair

Others Present: Rob Ogden, Chief Deputy County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Kristy Mundt, Deputy County Attorney
Patricia Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 1:55 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, March 21, 2006.**

MOTION: Heier moved and Hudkins seconded approval of the minutes of the Board of Equalization meeting dated March 21, 2006. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 14 additions and deductions to the tax assessment rolls per Attachment "A".

MOTION: Hudkins moved and Stevens seconded approval of the additions and deductions to the tax assessment rolls. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Catholic Bishop of Lincoln
Cedars Youth Services
Christ's Place
Corporation of the Presiding Bishop of The Church of Jesus Christ of
Latter-day Saints
Cornhusker Place, Inc.
Developmental Services of Nebraska (4 exemption applications)
Lincoln Church of Christ
Pius X High School
Priestly Fraternity of St. Peter d/b/a Our Lady of Guadalupe Seminary
Tabitha, Inc. (3 exemption applications)

MOTION: Stevens moved and Heier seconded approval of the motor vehicle tax exemptions. Heier, Stevens, Hudkins and Schorr voted aye. Motion carried.

4) **ADJOURNMENT:**

MOTION: Heier moved and Stevens seconded adjournment of the Board of Equalization meeting at 1:57 p.m.. Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

Bruce Medcalf
County Clerk